

EXHIBIT 1

May 14, 2021 Email from Haimavathi Marlier to Thad Bracegirdle

From: [Thad Bracegirdle](#)
To: [Marlier, Haimavathi V.](#)
Cc: [Foudy, Theresa A.](#); [Haims, Joel C.](#); [Erin Fay](#); [Gomez Galvis, Gerardo](#); [Neil Glassman](#)
Subject: RE: In re GVS Portfolio I B, LLC
Date: Thursday, May 20, 2021 12:25:24 PM

External Email

Haima, I'm confirming that we can make Mr. Tantleff available tomorrow with two limitations. First, we will start the deposition at 1:00 pm to give him a lunch break following the 341 hearing. Second, we have a hard stop at 5:00 pm that cannot be moved. Assuming 4 hours will be sufficient, please send links for the deposition to Neil Glassman and me.

If 1:00-5:00 pm is not sufficient, we can alternatively schedule Mr. Tantleff's deposition for 1:00 pm on Saturday.

Thanks,

Thad J. Bracegirdle
Director
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tbracegirdle@bayardlaw.com

From: Marlier, Haimavathi V. <HMarlier@mofo.com>
Sent: Thursday, May 20, 2021 10:50 AM
To: Thad Bracegirdle <tbracegirdle@bayardlaw.com>
Cc: Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Erin Fay <EFay@bayardlaw.com>; Gomez Galvis, Gerardo <GGomezGalvis@mofo.com>
Subject: RE: In re GVS Portfolio I B, LLC

Good morning Thad and Erin, please let us know who at Bayard should receive invites with links to Mr. Tantleff's deposition at noon tomorrow (Friday, May 21).

Regards,

Haima

HAIMAVATHI V. MARLIER
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From: Marlier, Haimavathi V.

Sent: Wednesday, May 19, 2021 7:44 PM

To: 'Thad Bracegirdle' <tbracegirdle@bayardlaw.com>

Cc: Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Erin Fay <EFay@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

Thad, thank you for the link for Mr. Winston's deposition.

We will depose Mr. Tantleff on Friday at noon after the 341 conference is over. The parties agreed to take depositions tomorrow and Friday. Please confirm his availability asap.

Also, by not making Mr. Stoler available for deposition tomorrow or Friday, we assume that you do not intend to introduce his declaration or offer him as a witness at the hearing. If you seek to either introduce Mr. Stoler's declaration or offer him as a witness at the hearing, RREF will object on the ground that he was not identified as a witness by May 18, and therefore was not deposed on either May 20 or 21, pursuant to the schedule agreed to by the parties.

Regards,

Haima

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From: Thad Bracegirdle <tbracegirdle@bayardlaw.com>

Sent: Wednesday, May 19, 2021 2:53 PM

To: Marlier, Haimavathi V. <HMarlier@mofo.com>

Cc: Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Erin Fay <EFay@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

External Email

Thanks, Haima. I'm just waiting for the zoom information from the court reporter and will forward it when I receive it. Is there anyone other than Joel who should get the link? I assume you will provide it to the witness.

As for exhibits, it shouldn't surprise anyone that I plan to introduce the Rule 30(b)(6) notice for RREF and Mr. O'Toole's Declaration (including the attached exhibits). I assume you can arrange for hard copies of those to be delivered to Mr. Winston if he wants them for reference? Otherwise, my experience during the pandemic has been that showing deposition witnesses exhibits using share screen is sufficient.

Of course, it's impossible for us to know whether and to what extent we may use documents from RREF's production before they are produced. If our review indicates that there are documents in the production we wish to use as exhibits, I will forward electronic copies by e-mail as soon as I reasonably can before 10:00 tomorrow.

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From: Marlier, Haimavathi V. <HMarlier@mofo.com>
Sent: Wednesday, May 19, 2021 1:38 PM
To: Thad Bracegirdle <tbracegirdle@bayardlaw.com>
Cc: Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>
Subject: RE: In re GVS Portfolio I B, LLC

Thad, looping in Theresa and Joel. Michael Winston can start tomorrow at 10. Please send us the link and log in information for the virtual deposition. Joel will be defending. How many exhibits do you expect to send in advance of the deposition? If voluminous, you'll need to please print and send to Michael's office via overnight mail for tomorrow morning delivery.

Regards,

Haima

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From: Marlier, Haimavathi V.
Sent: Wednesday, May 19, 2021 9:25 AM
To: 'Thad Bracegirdle' <tbracegirdle@bayardlaw.com>
Subject: RE: In re GVS Portfolio I B, LLC

Thanks Thad. If you're going to introduce the declaration, then Stoler is a witness who should have been identified yesterday so we can depose him tomorrow or Friday. Please let me know.

Haima

From: Thad Bracegirdle <tbracegirdle@bayardlaw.com>
Sent: Wednesday, May 19, 2021 8:57 AM
To: Marlier, Haimavathi V. <HMarlier@mofo.com>
Subject: RE: In re GVS Portfolio I B, LLC

External Email

Haima – I will be getting back to you on the Stoler declaration. In the meantime, is 10:00 am an acceptable start time for Mr. Winston's deposition tomorrow?

Thanks,

Thad J. Bracegirdle
Director
BAYARD, P.A.
+1 302-429-4262
tbracegirdle@bayardlaw.com

From: Marlier, Haimavathi V. <HMarlier@mofo.com>
Sent: Tuesday, May 18, 2021 9:53 PM
To: Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Erin Fay <EFay@bayardlaw.com>; Greg Flasser <GFlasser@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>
Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>
Subject: RE: In re GVS Portfolio I B, LLC

Thad, thanks for your email. Are you planning on introducing the Stoler Declaration at the hearing?

Regards,

Haima

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From: Thad Bracegirdle <tbracegirdle@bayardlaw.com>

Sent: Tuesday, May 18, 2021 9:29 PM

To: Marlier, Haimavathi V. <HMarlier@mofo.com>; Erin Fay <EFay@bayardlaw.com>; Greg Flasser <GFlasser@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>

Subject: RE: In re GVS Portfolio I B, LLC

External Email

Haima – Thank you for following up. We will send you details regarding the deposition logistics and document transmission by 5:00 pm tomorrow as requested. As you are aware, document productions are not being made until tomorrow and we reserve all rights regarding starting a deposition the following day. I understood from our call this morning that Mr. Winston was available both Thursday and Friday, but if he is now available only on Thursday we will plan accordingly with that reservation of rights.

We intend on Alan Tantleff being the Debtor's Rule 30(b)(6) witness and calling Mr. Tantleff at trial. As we have not seen your document production or your reply brief, we reserve all rights to call or introduce testimony from (i) any witnesses called by RREF; (ii) any witnesses necessary to authenticate documentary evidence, whether or not previously identified; (iii) any witnesses necessary to rebut assertions or arguments made in RREF's to-be-filed reply, whether or not previously identified; and (iv) any witnesses necessary for impeachment or rebuttal purposes, whether or not previously identified. Mr. Tantleff will also be testifying at the previously scheduled section 341 meeting held by the Office of the United States Trustee on May 21 (Friday). As we do not believe that depositions should be dual tracked in this matter, we propose that Mr. Tantleff be deposed on Monday.

We further reserve all rights related to SROA, its alleged nonparty status, the relevance of the information it would produce, and its unwillingness to participate in discovery.

Best,

Thad J. Bracegirdle
Director
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tbracegirdle@bayardlaw.com

From: Marlier, Haimavathi V. <HMarlier@mofo.com>
Sent: Tuesday, May 18, 2021 9:17 PM
To: Erin Fay <EFay@bayardlaw.com>; Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Greg Flasser <GFlasser@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>
Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>
Subject: RE: In re GVS Portfolio I B, LLC

As you know, the parties agreed to take depositions on Thursday and Friday. It is now Tuesday after 9pm and we are still waiting to hear from you as to who we are deposing and when we are deposing them. We need to know who your 30(b)(6) witness is and who you will put on at the hearing so that we can take care of deposition logistics and planning.

Regards,

Haima

From: Marlier, Haimavathi V.
Sent: Tuesday, May 18, 2021 9:53 AM
To: 'Erin Fay' <EFay@bayardlaw.com>; Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Greg Flasser <GFlasser@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>
Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>
Subject: RE: In re GVS Portfolio I B, LLC

To recap my conversations with Thad of this morning, due to scheduling conflicts, Michael Winston will be RREF's 30(b)(6) witness. Michael will be available on Thursday for his deposition. RREF will not call Richard O'Toole as a witness at the hearing. Accordingly, RREF will not be producing Richard O'Toole for deposition. Please send us virtual deposition information/logistics, including how you will provide exhibit copies for Michael to use during the deposition, by 5pm tomorrow (May 19).

I understand from Thad that Natin Paul is likely to be GVS's 30(b)(6) witness. We ask that you please confirm this, and identify of any other witnesses you may call at the hearing, by 5pm today (May 18)

so that we can arrange for a court reporter and mailing of exhibits.

As Thad and I discussed on Sunday and again this morning, SROA is not a party to the bankruptcy proceeding. Any information SROA has is not relevant to the narrow question to be decided at the May 26 hearing and imposes a huge burden on a third party. SROA will object to the discovery requests within the time allotted by FRCP 45. For efficiency's sake, we ask that you withdraw the discovery to SROA, reserving your right to re-serve should the bankruptcy proceeding not be dismissed.

Regards,

Haima

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From: Erin Fay <EFay@bayardlaw.com>

Sent: Monday, May 17, 2021 6:26 PM

To: DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>; Thad Bracegirdle <tbracegirdle@bayardlaw.com>

Cc: Marlier, Haimavathi V. <HMarlier@mofo.com>; Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; Neil Glassman <NGlassman@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>; Greg Flasser <GFlasser@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

External Email

Hi Monique,

We are endeavoring to get you comments tomorrow in advance of Wednesday's productions. If the order takes longer to get entered, we can stipulate to confidentiality per the local rules.

Best,

Erin

Erin R. Fay
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efay@bayardlaw.com
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From: DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>
Sent: Monday, May 17, 2021 2:02 PM
To: Thad Bracegirdle <tbracegirdle@bayardlaw.com>
Cc: Marlier, Haimavathi V. <HMarlier@mofo.com>; Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; Neil Glassman <NGlassman@bayardlaw.com>; Erin Fay <EFay@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>; Greg Flasser <GFlasser@bayardlaw.com>
Subject: RE: In re GVS Portfolio I B, LLC

Hi Thad,

Just wanted to touch base to see if there are any questions or comments regarding the attached.

Thank you,
Monique

MONIQUE BAIR DISABATINO | SAUL EWING ARNSTEIN & LEHR LLP | 302.421.6806

From: DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>
Sent: Friday, May 14, 2021 5:58 PM
To: Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Marlier, Haimavathi V. <HMarlier@mofo.com>; Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>
Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; Greg Flasser <GFlasser@bayardlaw.com>
Subject: RE: In re GVS Portfolio I B, LLC

Hi Thad,

Attached you will find the draft protective order. Please let us know if you have any comments.

Many thanks,
Monique

MONIQUE BAIR DISABATINO | SAUL EWING ARNSTEIN & LEHR LLP | 302.421.6806

From: Thad Bracegirdle <tbracegirdle@bayardlaw.com>

Sent: Friday, May 14, 2021 5:21 PM

To: Marlier, Haimavathi V. <HMarlier@mofo.com>; Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>; Greg Flasser <GFlasser@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

****EXTERNAL EMAIL** - This message originates from outside our Firm. Please consider carefully before responding or clicking links/attachments.**

Thanks, Haima. As for the requested information, I anticipate that Debtor will narrow the requested deposition topics identified in RREF's Rule 30(b)(6) Notice and the SROA subpoena to the following:

RREF Rule 30(b)(6): Topics 2 through 12, 16 through 18

SROA: Topics 1, 5 and 6

This remains subject to our client's input and approval, but for the sake of expediency I am providing this tentative information as requested. We'll look forward to receiving a draft protective order for our review.

Best,

Thad J. Bracegirdle
Director
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+1 302-429-4262
tbracegirdle@bayardlaw.com

From: Marlier, Haimavathi V. <HMarlier@mofo.com>

Sent: Friday, May 14, 2021 2:02 PM

To: Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>; Greg Flasser <GFlasser@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

Bayard team,

Thank you for the call this morning. The parties have agreed to the schedule below:

May 17: Written responses and objections to RFPs due

May 17: Debtor's Objection to the Motion to Dismiss due
May 18: Written responses to interrogatories and requests for admission due; parties to identify witnesses who will be called at the hearing
May 19: Document productions due; categorical privilege logs due
May 20-21: Depositions (including witnesses to be called at hearing)
May 21: RREF Reply in Support of Motion to Dismiss due
May 24 (noon): Parties exchange witness and exhibit lists
May 25 (noon): Parties exchange objections to witness and exhibit lists and identify joint exhibits

The parties agreed to exchange categorical privilege logs. I have included a May 19 date above for that.

You agreed to let us know narrowed topics for the FRCP 30(b)(6) deposition of RREF. Please send us those topics today, thank you. Please also advise us whether your narrowed discovery applies to your subpoena to SROA, leaving only requests 1 and 5.

The parties agreed to produce documents pursuant to a protective order. We will send you a draft in advance of the May 19 production date.

Regards, and thanks,

Haima

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From: Marlier, Haimavathi V.

Sent: Thursday, May 13, 2021 7:16 PM

To: 'Thad Bracegirdle' <tbracegirdle@bayardlaw.com>; Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>; Greg Flasser <GFlasser@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

Thad,

Thank you for your email. We can meet and confer tomorrow at 10:30. Would you please send an invite? As to your proposal, we believe that the parties should exchange categorical privilege logs, which will obviate the need to log individual documents while describing categories of documents withheld as privileged with sufficient description of subject matter and recipients by category to assess whether they would appear to be privileged. Further, we cannot agree to withdraw interrogatories. We have served Debtor with narrow interrogatories tailored to motion to dismiss issues.

We can discuss the schedule during the meet and confer. In addition, it would be useful to discuss tomorrow whether you plan on narrowing your FRCP 30(b)(6) deposition topics; and whether you plan on presenting direct testimony live at the hearing, or prepare written declarations to serve as direct testimony.

We look forward to a productive discussion.

Regards,

Haima

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From: Thad Bracegirdle <tbracegirdle@bayardlaw.com>

Sent: Thursday, May 13, 2021 5:22 PM

To: Marlier, Haimavathi V. <HMarlier@mofo.com>; Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>; Greg Flasser <GFlasser@bayardlaw.com>

Subject: RE: In re GVS Portfolio I B, LLC

External Email

Haima – Thanks for your patience. Debtor's response to your proposed schedule is below. As you and I discussed this afternoon, the feasibility of meeting these proposed deadlines assumes that the

parties agree (1) preparing and exchanging privilege logs will not be required, and (2) all interrogatories will be withdrawn for the purposes of the motion to dismiss. I understand that you and your client will have to consider and decide whether to agree to these two points. Of course, any agreements on pre-hearing discovery concerning the motion to dismiss will not bind any party with respect to future discovery and the parties will reserve all rights in that regard.

May 17: Written responses and objections to RFPs due

May 18: Written responses to requests for admission due; parties disclose witnesses for hearing

May 19: Document productions due (including any documents parties intend to use as exhibits at hearing); Debtor files response to Motion to Dismiss

May 20-21: Depositions (including witnesses to be called at hearing)

May 24: RREF files reply in support of Motion to Dismiss

May 25, by 12:00 noon: Parties exchange witness lists and exhibit list (or alternatively submit joint exhibit list)

Rather than withdraw and serve new discovery, Debtor narrows its interrogatories and document requests for purposes of the Motion to Dismiss to the following (previously served on May 7):

Interrogatories No. 1, 2, 3, 10, 11, 12 (which would be withdrawn if both sides agree)

Document Requests No. 1, 2, 9, 11, 12, 19 (limited to communications between RREF and SROA), 20, 21, 22

Again, Debtor's proposal to narrow discovery at this stage of the proceeding is without prejudice to renewing and/or supplementing the requests in the future.

Unfortunately, Neil, Erin and I are unable to get together on a meet and confer call this evening. We propose meeting and conferring at 10:30 am tomorrow morning if that will work for your team.

Best,

Thad J. Bracegirdle
Director
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From: Marlier, Haimavathi V. <HMarlier@mofo.com>

Sent: Thursday, May 13, 2021 4:34 PM

To: Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>

Subject: RE: In re GVS Portfolio I B, LLC

Erin, thank you for your email. (And Thad, thank you for your phone call of 1:30pm today. We are

awaiting your email regarding that discussion, which you said you would send.)

We think it is important that we meet and confer today to resolve the schedule. What time is your team available?

Regards,

Haima

HAIMAVATHI V. MARLIER

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From: Erin Fay <EFay@bayardlaw.com>

Sent: Wednesday, May 12, 2021 11:06 PM

To: Marlier, Haimavathi V. <HMarlier@mofo.com>; Neil Glassman <NGlassman@bayardlaw.com>; Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>

Cc: Peck, James M. <JPeck@mofo.com>; Foudy, Theresa A. <TFoudy@mofo.com>; Haims, Joel C. <JHaims@mofo.com>; Lightner, Mark Alexander <MLightner@mofo.com>; Minuti, Mark <Mark.Minuti@saul.com>; DiSabatino, Monique Bair <Monique.DiSabatino@saul.com>

Subject: RE: In re GVS Portfolio I B, LLC

External Email

Haima,

We are discussing your requests sent this evening and scheduling with our client and will be back in touch on a meet and confer.

Regards,

Erin

Erin R. Fay

Director

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[efay@bayardlaw.com](#)

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From: Marlier, Haimavathi V. <HMarlier@mofo.com>
Sent: Wednesday, May 12, 2021 4:42 PM
To: Erin Fay <EFay@bayardlaw.com>; Neil Glassman <NGlassman@bayardlaw.com>; Thad Bracegirdle <tbracegirdle@bayardlaw.com>; Daniel N. Brogan <DBrogan@bayardlaw.com>
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Subject: In re GVS Portfolio I B, LLC

CAUTION EXTERNAL

Hi Erin,

In light of the outcome of today's hearing, we will withdraw the discovery served on GVS Portfolio I B, LLC ("Debtor") on April 30, 2021, specifically:

- RREF III Storage LLC's First Set of Discovery Requests Directed to Debtor in Connection with its Motion for Entry of an Order Dismissing the Debtor's Chapter II Case with Prejudice and Granting Relief from the Automatic Stay; and
- Notice of 30(b)(6) Deposition Directed to Debtor.

Shortly, our local counsel Saul Ewing will serve and notice RREF's revised discovery, which is narrowly targeted to information relevant to RREF's motion to dismiss alone. As whether the Debtor had a good faith basis for filing its petition is the only issue that will be determined at the May 26 hearing, it is our position that Debtor should need little to no discovery from RREF or third parties.

Working back from the May 26 hearing date, we propose the following schedule:

May 14:	Written responses and objections to RFPs due
May 17:	Debtor's Objection to the Motion to Dismiss due
May 18:	Written responses to interrogatories and requests for admission due
May 19:	Document productions due
May 20-21:	Depositions (including witnesses to be called at hearing)
May 24:	RREF Reply in Support of Motion to Dismiss due
May 24:	Parties exchange witness and exhibit lists

Are you available to meet and confer later today or tomorrow morning?

Regards,

Haima

HAIMAVATHI V. MARLIER

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